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LAW OFFICES

## SMITHWICK & BELENDIUK, P. C.

FEDERAL COMMUNICATIONS COMMISSION
OF FICE OF THE SECRETARY

1990 M STREET, N.W.

TELECOPIER

WASHINGTON, D.C. 20036

TELEPHONE (202) 785-2800

November 13, 1992



Ms. Donna R. Searcy Secretary Federal Communications Commission 1919 M Street, N.W. Washington, D.C. 20554

RE: InterMart Broadcasting of North Carolina, Inc. File No. BPH-920326MB
Harrisburg, North Carolina

Dear Ms. Searcy:

(202) 785-2804

Transmitted herewith, on behalf of InterMart Broadcasting of North Carolina, Inc., applicant for a construction permit for a new FM station at Harrisburg, North Carolina, are an original and two copies of an amendment to the above-referenced application. This amendment if filed pursuant to Section 1.65 of the Rules.

If there are any questions with respect to this matter, please communicate with the undersigned.

Very truly yours,

Gary S. Smithwick

Counsel for

INTERMART BROADCASTING OF NORTH CAROLINA, INC.

GSS/pn Enc.

cc: Harrisburg Public File

InterMart Broadcasting of North Carolina, Inc.

### Before the

## Federal Communications Commission

Washington, D.C. 20554

NOV 1 3 1992

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Application of	)
InterMart Broadcasting of North Carolina, Inc. Harrisburg, North Carolina	) File No. BPH-920326MB ) )
For Construction Permit For a New FM Station Harrisburg, North Carolina	

#### **AMENDMENT**

The above-referenced application for a construction, permit for a new FM station at Harrisburg, North Carolina, is amended by substituting existing Exhibit 1 with Exhibit 1 attached hereto.

Executed this \( \lambda \) day of \( \lambda \) from \( \lambda \), 1992

INTERMART BROADCASTING OF NORTH CAROLINA, INC.

James E. Martin, Jr.

President

#### EXHIBIT 1 OTHER BROADCAST INTERESTS AND APPLICATIONS

#### JAMES E. MARTIN, JR.

#### INTERESTS

President, Director, 66 2/3% stockholder, InterMart Broadcasting Georgia Coast, Inc., licensee of WGCO(FM), Midway, Georgia.

#### **APPLICATIONS**

President, Treasurer, Director, 100% stockholder, Emision de Radio Balmaseda, Inc., applicant for a new FM station at Ponte Vedra Beach, Florida (BPH-870505MA).

President, Treasurer, Director, 100% stockholder, Intermart Broadcasting Gulf Coast, Inc., applicant for a new FM station at Punta Rassa, Florida (File No. BPH-880224MN). Designated for hearing March 21, 1990 (MM Docket No. 90-106).<sup>2</sup>

President, Treasurer, Director, 50% stockholder, Intermart Broadcasting of Palm Beach, Inc., applicant for a new FM station at Jupiter, Florida (BPH-890914MG). Designated for hearing May 21, 1991 (MM Docket No. 91-85).

President, Director, 100% stockholder, InterMart Broadcasting Southwest Florida, Inc., proposed assignee for WCCF(AM)/WQLM-FM, Punta Gorda, Florida. Application for assignment of license filed September 14, 1992 (File No. for WCCF - BAPL-920914EG; File No. for WQLM - BALH-920914EH).

<sup>&</sup>lt;sup>1</sup> Joint Request for Approval of Settlement Agreement granted October 14, 1992. Under the conditions of the Settlement Agreement Emision de Radio Balmaseda, Inc.'s application was granted. The Order granting the Settlement Agreement is the subject of an appeal.

<sup>&</sup>lt;sup>2</sup> Denied on comparative grounds by <u>Initial Decision</u>, FCC 92D-1, released January 10, 1992. Exceptions filed with Review Board.

# NON-COGNIZABLE INTERESTS REPORTED AS A PRECAUTIONARY MATTER

50%, non-voting stockholder in Ormond Broadcasting, Inc., applicant for construction permit for a new FM station at Ormond-by-the-Sea, Florida (File No. BPH-880915MI). Designated for hearing June 12, 1990 (MM Docket No. 90-277).

## PATRICIA S. FIERRO

Secretary, Assistant Treasurer and 5% stockholder, InterMart Broadcasting of Palm Beach, Inc., Secretary, Assistant Treasurer of Emision de Radio Balmaseda, Inc., Secretary, Assistant Treasurer of InterMart Broadcasting Gulf Coast, Inc., and Assistant Treasurer of InterMart Broadcasting Georgia Coast, Inc., Secretary, Treasurer, InterMart Broadcasting Southwest Florida, Inc.

#### APPLICATIONS DISHISSED AND RETURNED, OR DENIED AND NO LONGER SUBJECT TO APPEAL ON RECONSIDERATION

#### JAMES E. MARTIN, JR.

General Partner, 33 1/3% interest, in BMS Communications of Upper Arlington, former applicant for a new FM station at Upper Arlington, Ohio (BPM-860507PD). Dismissed pursuant to settlement agreement.

Chief Executive Officer, chairman, Director, stockholder, Radio Intermart Corporation, former applicant for a construction permit for a new FM station at 1rmo, South Carolina (File No. BPH-850524BA). Dismissed pursuant to Settlement Agreement. Former applicant for a new FM station at North Charleston, South Carolina (BPH-820929BB). Dismissed without consideration.

President, Treasurer, Director, 79% stockholder, Jemoo Communications, Inc., former applicant for a new FM station at Micanopy, Florida (BPH-8301214AV), dismissed as a result of settlement agreement.

General Partner, 33 1/3% interest in BMS Communications of the Caribbean, former applicant for a new FM station at Cruz Bay, Virgin Islands (BPH-870629MW). Returned as unacceptable for filing January 20, 1988.

President, Treasurer, Director, 100% stockholder, Interment Broadcasting Golden Isles, Inc., former applicant for a new FM station at Darien, Georgia (SPH-871223MP). Dismissed January 25, 1990. No consideration.

President, Treasurer, Director, 100% stockholder, InterMart Broadcasting, Inc., former applicant for a new FM station at Gifford, Florida (BPH-880310NW). Dismissed November 8, 1989. No consideration.

General Partner, 50% interest in MBM Broadcasting Company, former applicant for a new FM station at Macon, Georgia (BPH-880421MX). Diamissed August 24, 1990. No Consideration.

Non-voting shareholder, SBM Communications, Inc., former applicant for a new FM station at Pueblo, Colorado (BPH-880824MS). Dismissal requested October 9, 1990. No Consideration.

Non-voting shareholder, Mystic Radio Corporation, former applicant for a new FM station at Lenoir, North Carolina (BPN-890616M9). Dismissed December 17, 1990. No Consideration.

President, Treasurer, Director, 100% stockholder, Intermart Broadcasting Louisville, Inc., former applicant for a new FM station at Louisville, Kentucky (8PH-8801260D). Dismissed pursuant to Settlement Agreement, December 26, 1990.

<sup>&</sup>lt;sup>3</sup> Denied on comparative grounds by <u>Initial Decision</u>, FCC 92D-32, released May 5, 1992. Exceptions filed with Review Board.

President, Treasurer, Director, 100% stockholder, InterMart Broadcasting of West Florida, Inc., former applicant for a new FM station at Niceville, Florida (BPH-880324ND). Dismissed voluntarily pursuant to Motion, Order, FCC 91M-776, released February 28, 1991.

President, Treasurer, Director, 100% stockholder, InterMart Broadcasting (Holly Hill), Inc., former applicant for a new FM station at Holly Hill, Florida, (BPH-880505NI). Dismissed voluntarily, pursuant to Motion, Order, FCC 91M-859, released March 6, 1991.

Non-voting shareholder, SBM Communications, Inc. former applicant for new FM station at Indianapolis, Indiana (BPH-880728NR). Dismissed pursuant to Settlement Agreement, Memorandum Opinion and Order, FCC 91M-1485, released April 29, 1991.

Non-voting shareholder, 50% equity, Mystic Radio Corporation, former applicant for a construction permit for new FM station at White City, Florida (BPH-890914MH). Dismissed voluntarily, <u>Order</u>, FCC 91M-1784, released June 3, 1991.

Non-voting shareholder, 50% equity, Lenox Broadcasting Corporation, former applicant for a construction permit for a new FM station at Haltom City, Texas (BPH-890921MY). Dismissed voluntarily, <u>Order</u>, FCC 91M-1796, released June 4, 1991.

Non-voting shareholder, 33 1/3% equity, SBM Communications, Inc., former applicant for construction permit for a new FM station at Homewood, Alabama (BPH-880816MM). Dismissed voluntarily, <u>Order</u>, FCC 91M-2617, released August 22, 1991.

#### PATRICIA S. FIERRO

Secretary, Assistant Treasurer of Radio InterMart Corporation, InterMart Broadcasting Golden Isles, Inc., InterMart Broadcasting Louisville, Inc., InterMart Broadcasting, Inc., InterMart Broadcasting of West Florida, Inc., InterMart Broadcasting (Holly Hill), Inc.